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CERTIFICATION OF MAILING OR FAX TRANSMISSION

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By: Honghong Chen

Date: April 26, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. : 10/631,384 Confirmation No. 9553
Applicant : Werner Plass et al.
Filed : July 31, 2003
TC/A.U. : 2826
Examiner : Ahmed N. Sefer
Title : Surface Emitting Semiconductor Laser Chip and
Method for Producing the Chip

Docket No. : P2002,0637
Customer No. : 24131

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Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE under 37 C.F.R. § 1.116

S i r :

In response to the final Office action dated January 26, 2005 and in consideration of the Advisory action dated April 11, 2005, please consider the following:

Remarks/Arguments begin on page 2 of this paper.

An **Appendix** including a concise explanation of the relevance of the document "Optoelektronik I," the attorney's letter of **May 28, 2002** and the inventor's answer of **July 22, 2002** as well as a certified English translation of the priority German application DE 102 34 976.2 is attached following page 10 of this paper.